

BRINKS  
HOFER  
GILSON  
& LIONE

CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: March 24, 2010

Name: Scott W. Brim, Reg. No. 51,500

Signature: /Scott W. Brim/

Our Case No. 9333/360

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Toru Marumoto et al.  
 Serial No.: 10/725,294  
 Filing Date: Dec. 1, 2003  
 For: Speech Communication Apparatus

)  
 ) Examiner: Colucci, Michael C  
 ) Group Art Unit No.: 2626  
 ) Confirmation No. 2919  
 )  
 )

**TRANSMITTAL**

Mail Stop AF  
 Commissioner for Patents  
 PO Box 1450  
 Alexandria, VA 22313-1450

Sir:

**Attached is/are:**

Notice of Appeal From the Examiner to the Board of Patent Appeals and Interferences (1 pg.); FORM PTO/SB33 (1 pg.); and Pre-Appeal Brief Request for Review (5 pgs.).

**Fee calculation:**

No additional fee is required.  
 An extension fee in an amount of \$\_\_\_\_ for a \_\_\_\_-month extension of time under 37 CFR § 1.136(a).  
 A processing fee in an amount of \$540.00 under 37 CFR § 41.20(b)(1).  
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Small Entity		Not a Small Entity	
				Rate	Add'l Fee	OR	Rate
Total	Minus		0	x \$26=			x \$52=
Indep.	Minus		0	x 110=			x \$220=
First Presentation of Multiple Dep. Claim				+\$195=			+\$390=
				Total	\$	Total	\$

**Fee payment:**

Please charge Deposit Account No. 23-1925 in the amount of \$540.00 for Notice of Appeal filing fee.  
 Payment by credit card in the amount of \$\_\_\_\_ (Form PTO-2038 is attached).  
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

March 24, 2010

Date

/Scott W. Brim/

Scott W. Brim (Reg. No. 51,500)